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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/840,135

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Jyh-Han Lin

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EXAMINER

GREENE, SABRINA LETICIA

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/840,135	Applicant(s) LIN, JYH-HAN	
	Examiner SABRINA L. GREENE	Art Unit 2173	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 09 April 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 06 May 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

The amendment filed 09 April 2008 have been received and entered. Claims 1-21 are pending in this application.

Claim Objections

Page 5 of the specification the disclosure is objected to because it contains an embedded hyperlink and/or other form of browser-executable code. Applicant is required to delete the embedded hyperlink and/or other form of browser-executable code. See MPEP § 608.01.

The specification is objected to as failing to provide proper antecedent basis for the claimed subject matter. See 37 CFR 1.75(d)(1) and MPEP § 608.01(o). Correction of the following is required: The antecedent basis for terminology “machine readable storage” recited in claims 18-21 is not found in paragraph [0008] or anywhere else in the specification.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

Claims 1-21 are rejected under 35 U.S.C. 102(a) as being anticipated by Motorola iDEN Digital Multi-Service Data-capable Phone “i730 Phone User’s Guide” 2003, hereinafter Motorola.

As per Claim 1:

Motorola teaches a method of activating a client/server application in a client/server environment, comprising the steps of:

Selectively highlighting the client/server application among a plurality of client/server applications on a user interface on a client device wirelessly linked to a server; (See page 17), where the phone is capable of making two types of calls, digital (walkie-talkie/ Push-to-Talk/PTT) and private (phone is used as a long-range). Examiner further points Applicant to page 55 where the user may select a client application or suite of applications he/she wants to run.

Launching and activating the client/server application and connecting to the server upon pushing a button on the client device; (See page 17), where once the user selects a number or enters a number the communication is activated by a push of a button. Examiner further points Applicant to page 55 where the user may select a client application or suite of applications he/she wants to run.

As per Claim 2:

Motorola teaches the step of selectively highlighting comprises the step of scrolling through a phonebook menu of client/server applications; (See page 19), where if a user has number stored in contact he/she can use the number to make calls. He/She simply scroll through the phonebook menu until a desired contact is reached. Examiner further points Applicant to page 55 where the user may select a client application or suite of applications he/she wants to run.

As per Claim 3:

Motorola teaches the method further comprises the step of selectively

highlighting a connectivity identifier among a plurality of connectivity identifiers; (See pages 17-19), where contacts are displayed to the user in phonebook menu and he/she can scroll and select a person to contact. The type of contact information is identified to the user.

As per Claim 4:

Motorola teaches the step of connecting to the server comprises the step of connecting to the server via a network associated with the connectivity identifier selectively highlighted; (See pages 20-24), where once a person is chosen to contact, communication is made based off the contact number.

As per Claim 5:

Motorola teaches the step of launching and activating and connecting for a client/server application comprises the step of pushing a push-to-talk button on the client device; (See page 20), where a form of communication consist of the PTT function. Further see pages 75 and 76. Examiner further points Applicant to page 55 where the user may select a client application or suite of applications he/she wants to run.

As per Claim 6:

Motorola teaches the method further comprises the step of receiving a response from the server with respect to a client/server application in a form emulating a push-to-talk response; (See page 18), where the user can receive a digital call. The phone emits a vibration or sound to alert the user. Examiner further points Applicant to page 55 where the user may select a client application or suite of applications he/she wants to

run.

As per Claim 7:

Motorola teaches a communication device, comprising:

A transceiver communicatively coupled to at least one server; (See page 107), where the product contains a radio frequency transmitter to convey information one would wish to send as well as occasional automatic signals used to sustain connection the wireless network, and a receiver which enables one to receive communication and connection information from a network.

A user interface providing for a selection of at least one client/server application; (See page 1), where a user interface is displayed and the user interacts by pressing buttons.

An input device; (See page 1), where an input device is displayed.

A processor coupled to the transceiver, wherein the processor is programmed to launch and activate the at least one client/server application and connect to the at least one server upon activating the input device; (See page 107), where the product contains a radio frequency transmitter to convey information one would wish to send as well as occasional automatic signals used to sustain connection the wireless network, and a receiver which enables one to receive communication and connection information from a network.

As per Claim 8:

Motorola teaches the user interface further provides a selection of connectivity options to the at least one server; (See page 1), where a user interface is displayed and

the user interacts by pressing buttons. Further, the user selects contacts he/she wants to communicate with (See pages 17-20).

As per Claim 9:

Motorola teaches the selection of connectivity options comprises a selection among at least one internet protocol address, at least one dispatch call address, and at least one phone number; (See page 27), where the contacts stores numbers or address which is called "contact type" (i.e. mobile number, work number, email address, private ID).

As per Claim 10:

Motorola teaches the communication device is a JAVA enabled mobile handset; (See page 55), where the phone has Java applications installed and ready to run. One could also download and install more Java applications.

As per Claim 11:

Motorola teaches the at least one client/server application is a JAVA application; (See page 55), where the phone has Java applications installed and ready to run. One could also download and install more Java applications.

As per Claim 12:

Motorola teaches the user interface comprises a JAVA phonebook-like menu containing the selection for the at least one client/server application; (See page 55), where the phone has Java applications installed and ready to run. One could also download and install more Java applications.

As per Claim 13:

Motorola teaches the communication device further comprises a display; (See page 1), where a user interface is displayed and the user interacts by pressing buttons.

As per Claim 14:

Motorola teaches the input device is a push-to-talk button; (See page 20), where a form of communication consist of the PTT function. Further see pages 75 and 76.

As per Claim 15:

Motorola teaches the communication device is selected among a group of devices comprising a dispatch two-way radio and a multi-modal phone having at least a dispatch mode; (See page 93), where the mobile device consists of “2-Way Radio Features”.

As per Claim 16:

Motorola teaches a communication system in a client/server environment, comprising:

At least one server; and a communication device, comprising:

A transceiver communicatively coupled to the at least one server; (See page 107), where the product contains a radio frequency transmitter to convey information one would wish to send as well as occasional automatic signals used to sustain connection the wireless network, and a receiver which enables one to receive communication and connection information from a network.

A user interface providing for a selection of at least one client/server application; (See page 1), where a user interface is displayed and the user interacts by pressing buttons.

An input device; (See page 1), where an input device is displayed.

A processor coupled to the transceiver, wherein the processor is programmed to launch and activate the at least one client/server application and connect to the at least one server upon activating the input device; (See page 107), where the product contains a radio frequency transmitter to convey information one would wish to send as well as occasional automatic signals used to sustain connection the wireless network, and a receiver which enables one to receive communication and connection information from a network.

As per Claim 17:

Motorola teaches the at least one server is a mobile communication device; (See page 27), where the contacts stores numbers or address which is called “contact type” (i.e. mobile number, work number, email address, private ID). Since the contact information (type) consists of a mobile number a user can communicate with another mobile device.

As per Claim 18:

Motorola teaches machine readable storage, having stored thereon a computer program having a plurality of code sections executable by a machine for causing the machine to perform the steps of:

Enable a user to selectively highlight an application in a client/server environment among a plurality of applications on a user interface on a client device wirelessly linked to a server; (See pages 17-20), where the phone is capable of making two types of

calls, digital (walkie-talkie/ Push-to-Talk/PTT) and private (phone is used as a long-range).

Launch and activate the application and connect to the server upon pushing a button on the client device; (See page 17), where once the user selects a number or enters a number the communication is activated by a push of a button.

As per Claim 19:

Motorola teaches the computer program further has a plurality of code sections executable by the machine for causing the machine to perform the step of enabling a user to selectively highlight a connectivity identifier among a plurality of connectivity identifiers; (See page 19), where if a user has number stored in contact he/she can use the number to make calls. He/She simply scroll through the phonebook menu until a desired contact is reached.

As per Claim 20:

Motorola teaches the computer program further has a plurality of code sections executable by the machine for causing the machine to perform the steps of launching, activating, and connecting upon detecting a push of a push-to-talk button on the client device; (See page 20), where a form of communication consist of the PTT function. Further see pages 75 and 76.

As per Claim 21:

Motorola teaches the computer program further has a plurality of code sections executable by the machine for causing the machine to perform the step of receiving a response from the server in a form emulating a push-to-talk response; (See page 18),

where the user can receive a digital call. The phone emits a vibration or sound to alert the user.

Response to Arguments

Applicant asserts that the Motorola reference fails to teach, suggest, mention or contemplate the ability to selectively select a client/server application among a plurality of client/sever applications on a User Interface of a client device such as a phone and further have the ability to launch and activate the client/server application by just pushing a button on the client device. The Examiner respectfully disagrees. Motorola teaches multiple client applications are used on the phone device. The phone is already equipped with Java applications installed and ready to run. A user is also able to install more Java applications. To run an application, the user makes a selection from a group of applications presented on the display. The user may select an application or suite of applications he/she wants to run (See page 55).

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the

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shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sabrina L. Greene whose telephone number is 571-272-8629. The examiner can normally be reached on 8AM-5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Doon Chow can be reached on 571-272-7767. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SG

/DENNIS-DOON CHOW/

Supervisory Patent Examiner, Art Unit 2173